

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

James D. McIninch

Art Unit: 1631

Appln. No.: 09/698,213

Examiner: Carolyn L. SMITH

Filed: October 30, 2000

Atty. Docket: 16517.075

Title: Computational Nucleic Acid Coding  
and Feature Analysis

## Request for Refund of Improper Charge to Deposit Account

*Mail Stop 16*

Director of the U.S. Patent and Trademark Office

P.O. Box 1450

Alexandria, VA 22313-1450

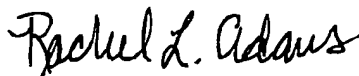
Sir:

Applicant respectfully requests a refund of an improper charge for the following reason:

On August 12, 2003, Applicant submitted an Amendment and Reply to Office Action mailed May 2, 2003, along with a Petition for Extension of Time. Applicant's counsel authorized the U.S. Patent and Trademark Office (USPTO) to charge the \$110.00 petition fee to Deposit Account No. 50-2387, referencing docket number 16517.075. Courtesy copies of these documents are attached, together with a copy of a stamped postcard receipt. However, it has been noted that the USPTO erroneously charged counsel's Deposit Account No. 50-2387 an additional \$290.00 for said petition fee (copies of August 2003 and October 2003 statements attached).

Therefore, Applicant hereby requests a refund in the amount of \$290.00 be credited to the undersigned's Deposit Account No. 50-2387, referencing matter number 16517.075. A duplicate of this Request is enclosed for this purpose.

Respectfully submitted,



Rachel L. Adams (Reg. No. 54,660)

Date: November 6, 2003ARNOLD & PORTER  
555 Twelfth Street, N.W.  
Washington, D.C. 20004  
(202) 942-5000 telephone  
(202) 942-5999 facsimileAdjustment date: 11/12/2003 EEKUBAY1  
10/08/2003 TPLUNKET 00000001 502387 09698213  
01 FC:1252 290.00 CR

## ARNOLD &amp; PORTER

202.942.5000  
202.942.5999 Fax555 Twelfth Street, NW  
Washington, DC 20004-1206**RUSH**

## Fax Transmittal

**RUSH**

November 6, 2003

RECIPIENT NAME(S)	RECIPIENT FAX NUMBER(S)	RECIPIENT TELEPHONE NUMBER(S)	RECIPIENT ROOM #(S)
Director of the U.S. Patent and Trademark Office <i>Attn: Refund Request Branch</i>	(703) 308-5077	(703) 305-4229	
SENDER	SENDER'S TELEPHONE NUMBER	SENDER'S ROOM NUMBER	
Rachel L. Adams, Ph.D.	(202) 942-5512	984	
CLIENT/MATTER NUMBER	TIMEKEEPER NUMBER	NUMBER OF PAGE(S)	
Atty. Docket No.: 16517.075	5137	We are transmitting 39 page(s) (including this cover sheet)	
TRANSMISSION DEADLINE (DATE & TIME)		ALTERNATE TELEPHONE NUMBER (OPTIONAL)	
This document must be transmitted no later than: November 6, 2003 - ASAP		Alternate telephone number at which the sender can be reached if there are difficulties with this fax: (202) 942-6473	
If you experience difficulty receiving this fax transmission, please contact the operator at 202.942.5837.			
Applicant: James D. MCININCH Appl. No.: 09/698,213 Filing Date: October 30, 2000 Title: Computational Nucleic Acid Coding and Feature Analysis		Transmitted herewith is: a Transmittal Letter (in duplicate); a Request for Refund of Improper Charge to Deposit Account (in duplicate); courtesy copies of an Amendment and Reply to Office Action mailed May 2, 2003, a petition for extension of time, a postcard receipt date-stamped by OIPE dated August 12, 2003; and courtesy copies of August 2003 and October 2003 statements for Deposit Account No. 50-2387.	

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**ARNOLD & PORTER**

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Rachel L. Adams, Ph.D.  
Rachel\_Adams@aporter.com

202.942.5512  
202.942.5999 Fax

555 Twelfth Street, NW  
Washington, DC 20004-1206

November 6, 2003

Director of the U.S. Patent and  
Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Attn: Mail Stop 16**

Re: U.S. Patent Application No. 09/698,213  
Filed: October 30, 2000  
Title: **Computational Nucleic Acid Coding and Feature Analysis**  
Applicant: James D. McIninch  
Atty. Docket No.: 16517.075

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office (USPTO):

1. a Request for Refund of Improper Charge to Deposit Account (in duplicate);
2. a Courtesy copy of an Amendment and Reply to Office Action mailed May 2, 2003 (without Exhibit A), as filed on August 12, 2003;
3. a Courtesy copy a Petition for Extension of Time under 37 C.F.R. § 1.136, as filed on August 12, 2003;
4. a Courtesy copy of a postcard receipt date-stamped by OIPE dated August 12, 2003; and
5. Courtesy copies of August 2003 and October 2003 statements for Deposit Account No. 50-2387.

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ARNOLD & PORTER

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Director of the U.S. Patent and  
Trademark Office  
U.S. Appl. No. 09/698,213  
November 6, 2003  
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Applicant does not believe that any fees are due in conjunction with this filing. However, if any fees under 37 C.F.R. §§ 1.16 or 1.17 are required in the present application, including extensions of time fees necessary to prevent abandonment of this patent application, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter Deposit Account No. 50-2387, referencing matter number 16517.075. A duplicate copy of this letter is enclosed.

Respectfully submitted,

*Rachel L. Adams*

Rachel L. Adams (Reg. No. 54,660)  
David R. Marsh (Reg. No. 41,408)

Attachments

I hereby certify that this transmittal letter and the listed documents are being facsimile transmitted to the attention of Mail Stop 16, via facsimile number (703) 308-5077.

*Rachel L. Adams*  
Rachel L. Adams

November 6, 2003  
Date